

**TRANSMITTAL  
FORM**

(to be used for all correspondence after initial filing)

Application Number	09/920,707
Filing Date	August 2, 2001
First Named Inventor	Ben Byrd
Art Unit	3728
Examiner Name	Marie D. Patterson
Attorney Docket Number	41872-206195
Total Number of Pages in This Submission	16

**ENCLOSURES (check all that apply)**

<input checked="" type="checkbox"/> Fee Transmittal Form	<input type="checkbox"/> Drawing(s)	<input type="checkbox"/> After Allowance Communication to Group
<input checked="" type="checkbox"/> Fee Attached	<input type="checkbox"/> Licensing-related Papers	<input type="checkbox"/> Appeal Communication to Board of Appeals and Interferences
<input checked="" type="checkbox"/> Amendment / Reply	<input type="checkbox"/> Petition	<input type="checkbox"/> Appeal Communication to Group (Appeal Notice, Brief, Reply Brief)
<input type="checkbox"/> After Final	<input type="checkbox"/> Petition to Convert to a Provisional Application	<input type="checkbox"/> Proprietary Information
<input type="checkbox"/> Affidavits/declaration(s)	<input type="checkbox"/> Power of Attorney, Revocation Change of Correspondence Address	<input type="checkbox"/> Status Letter
<input checked="" type="checkbox"/> Extension of Time Request	<input type="checkbox"/> Terminal Disclaimer	<input checked="" type="checkbox"/> Other Enclosure(s) (please identify below):
<input type="checkbox"/> Express Abandonment Request	<input type="checkbox"/> Request for Refund	<b>1. Return Postcard</b>
<input type="checkbox"/> Information Disclosure Statement	<input type="checkbox"/> CD, Number of CD(s) _____	
<input type="checkbox"/> Certified Copy of Priority Document(s)	Remarks	
<input type="checkbox"/> Response to Missing Parts/Incomplete Application		
<input type="checkbox"/> Response to Missing Parts under 37 CFR 1.52 or 1.53		

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MAY 19 2004

TECHNOLOGY CENTER B3700

**SIGNATURE OF APPLICANT, ATTORNEY, OR AGENT**

Firm or Individual name	J. Michael Boggs, Reg. No. 46,563
Signature	<i>J. Michael Boggs</i>
Date	5/14/04

**CERTIFICATE OF MAILING**

I hereby certify that this correspondence is being facsimile transmitted to the USPTO or deposited with the United States Postal Service with sufficient postage as first class mail in an envelope addressed to: Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450 on the date shown below.

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Signature	
Date	

This collection of information is required by 37 CFR 1.5. The information is required to obtain or retain a benefit by the public which is to file (and by the USPTO to process) an application. Confidentiality is governed by 35 U.S.C. 122 and 37 CFR 1.14. This collection is estimated to 12 minutes to complete, including gathering, preparing, and submitting the completed application form to the USPTO. Time will vary depending upon the individual case. Any comments on the amount of time you require to complete this form and/or suggestions for reducing this burden, should be sent to the Chief Information Officer, U.S. Patent and Trademark Office, U.S. Department of Commerce, P.O. Box 1450, Alexandria, VA 22313-1450. DO NOT SEND FEES OR COMPLETED FORMS TO THIS ADDRESS. SEND TO: Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450.

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### EXPRESS MAIL CERTIFICATE

"Express Mail" Label No. : EV 367 778 886 US

Serial No. : 09/920,707

Applicant(s) : Ben Byrd

Filing Date : August 2, 2001

Title : **Shoe Sole With Sizing Indicators**

Examiner : Marie D. Patterson

Group Art Unit : 3728

Type of Document(s) : Express Mail Certificate; **TECHNOLOGY CENTER R3700**  
Transmittal Form;  
Fee Transmittal for FY 2004 (*in duplicate*);  
Request for Extension of Time Pursuant to  
37 CFR 1.136(a) (*in duplicate*);  
Amendment and Response Pursuant to 37 CFR § 1.111  
(14 pages);  
Check #361387 for \$950.00 – 3-Month Extension Fee; and  
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Debbie K. Cooke (signature)  
Debbie K. Cooke

Date Mailed : May 14, 2004

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41872-206195



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PTO/SP-17 (10-03)

Approved for use through 07/31/2006. OMB 0651-0032

U.S. Patent and Trademark Office: U.S. DEPARTMENT OF COMMERCE

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**FEE TRANSMITTAL  
for FY 2004**

Effective 10/01/2003 Patent fees are subject to annual revision.

☐ Applicant claims small entity status. See 37 CFR 1.27**TOTAL AMOUNT OF PAYMENT (\$)** 950**Complete If Known**

Application Number 09/920,707

Filing Date August 2, 2001

First Named Inventor Ben Byrd

Examiner Name Marie D. Patterson

Art Unit 3728

Attorney Docket No. 41872-206195

**METHOD OF PAYMENT (check all that apply)**☒ Check ☐ Credit card ☐ Money ☐ Other ☐ None  
Order☒ Deposit Account:Deposit  
Account  
Number 16-1435Deposit  
Account  
Name Kilpatrick Stockton LLP

The Director is authorized to: (check all that apply)

☐ Charge fee(s) indicated below ☒ Credit any overpayments  
☒ Charge any additional fee(s) during the pendency of this application  
☐ Charge fee(s) indicated below, except for the filing fee  
to the above-identified deposit account.**FEE CALCULATION****1. BASIC FILING FEE**

Large Entity	Small Entity	Fee Code	Fee (\$)	Fee Description	Fee Paid
		1001	770	2001 385	Utility filing fee
		1002	340	2002 170	Design filing fee
		1003	530	2003 265	Plant filing fee
		1004	770	2004 385	Reissue filing fee
		1005	160	2005 80	Provisional filing fee

SUBTOTAL (1)

(\$ 0)

**2. EXTRA CLAIM FEES FOR UTILITY AND REISSUE**

Total Claims	Extra Claims	Fee from below	Fee Paid
Independent Claims	-20 ** = 0	X	= 0
Multiple Dependent	-3 ** = 0	X	= 0
		X	= 0

Large Entity	Small Entity	Fee Code	Fee (\$)	Fee Description
		1202	18	2202 9
		1201	86	2201 43
		1203	290	2203 145
		1204	86	2204 43
		1205	18	2205 9

SUBTOTAL (2) (\$ 0)

\*\* or number previously paid, if greater, For Reissues, see above

**FEE CALCULATION (continued)****3. ADDITIONAL FEES**

Large Entity	Small Entity	Fee Code	Fee (\$)	Fee Description	Fee Paid
1051	130	2051	65	Surcharge - late filing fee or oath	
1052	50	2052	25	Surcharge - late provisional filing fee or cover sheet	
1053	130	1053	130	Non-English specification	
1812	2,520	1812	2,520	For filing a request for reexamination	
1804	920*	1804	920*	Requesting publication of SIR prior to Examiner action	
1805	1,840*	1805	1,840*	Requesting publication of SIR after Examiner action	
1251	110	2251	55	Extension for reply within first month	
1252	420	2252	210	Extension for reply within second month	
1253	950	2253	475	Extension for reply within third month	950
1254	1,480	2254	740	Extension for reply within fourth month	
1255	2,010	2255	1,005	Extension for reply within fifth month	
1401	330	2401	165	Notice of Appeal	
1402	330	2402	165	Filing a brief in support of an appeal	
1403	290	2403	145	Request for oral hearing	
1451	1,510	1451	1,510	Petition to institute a public use proceeding	
1452	110	2452	55	Petition to revive - unavoidable	
1453	1,330	2453	665	Petition to revive - unintentional	
1501	1,330	2501	665	Utility issue fee (or reissue)	
1502	480	2502	240	Design issue fee	
1503	540	2503	320	Plant issue fee	
1460	130	1460	130	Petitions to the Commissioner	
1807	50	1807	50	Processing fee under 37 CFR 1.17 (q)	
1806	180	1806	180	Submission of Information Disclosure Sheet	
8021	40	8021	40	Recording each patent assignment per property (times number of properties)	
1809	770	2809	385	Filing a submission after final rejection (37 CFR § 1.129(a))	
1810	770	2810	385	For each additional invention to be examined (37 CFR § 1.129(b))	
1801	770	2801	385	Request for Continued Examination	
1802	900	1802	900	Request for expedited examination of a design application	

Other fee (specify) \_\_\_\_\_

\*Reduced by Basic Filing Fee Paid

SUBTOTAL (3) (\$ 950)

**SUBMITTED BY**

Name (Print/Type) J. Michael Boggs

Registration No.  
(Attorney/Agent)

46,563

**Complete (if applicable)**

Telephone (336) 747-7536

Signature

J. Michael Boggs

Date

5/14/04

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